

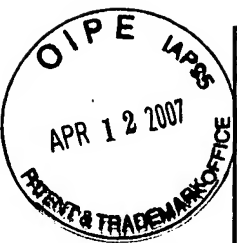
1639
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PTO/SB/21 (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

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| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | | Application Number | 10/523,318-Conf. #7650 |
| | | Filing Date | February 1, 2005 |
| | | First Named Inventor | Gerard BRADY |
| | | Art Unit | 1639 |
| | | Examiner Name | S. X. Liu |
| Total Number of Pages in This Submission | 3 | Attorney Docket Number | 2000301.00124US1 |

ENCLOSURES (Check all that apply)

| | | |
|---|--|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Resp to Restrict. Requirement (2 pp) <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): Return Postcard |
| <div>Remarks</div> | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|---|----------|--------|
| Firm Name | WILMER CUTLER PICKERING HALE AND DORR LLP | | |
| Signature | <i>Michael J. Twomey</i> | | |
| Printed name | Michael J. Twomey | | |
| Date | April 10, 2007 | Reg. No. | 38,349 |

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: April 10, 2007

Signature:

Rochelle Capobianco

(Rochelle Capobianco)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/523,318 Art Unit: 1639
Applicant(s): Gerard Brady Examiner: Sue Xu Liu
Date Filed: February 1, 2005 Conf. No.: 7650
Docket No.: 2000301.124US1/EPI-001US1 Cust. No.: 23483
Title: **TARGET DNA**

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: **Mail Stop Amendment**, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date set forth below.

04/10/2007
Date of Mail Deposit

Rochelle Capobianco
Rochelle Capobianco

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In the Office Action dated *March 26, 2007*, the pending claims were restricted under 35 U.S.C. § 121 and 372 into the following seven groups:

- Group I:** claims 58-66, drawn to a collection of labeled target DNA molecules;
Group II: claims 67, 68, and 72-97, drawn to a method of producing labeled target DNA molecules;
Group III: claims 69-71, drawn to a method of producing a collection of labeled DNA;
Group IV: claims 98, 101-105, 107-109, 112, and 113, drawn to a kit comprising various components;
Group V: claims 99 and 100, drawn to a kit comprising various components;
Group VI: claims 106, 110, and 111, drawn to a kit comprising various components;
and
Group VII: claim 114, drawn to a kit comprising various components.

In response to the Restriction Requirement, Applicant elects *Group II, claims 67, 68, and 72-97*.

Because Applicant has elected Group II, Applicant avers that no species elections are required. (*see*, Office Action, page 3, section 4).

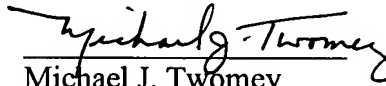
No fees are believed to be due in connection with this filing; however, if there are any fees due, the Commissioner is hereby authorized to charge the requisite fees to Deposit Account No. 08-0219.

If the Examiner believes that a telephone interview would help expedite the successful prosecution of the claims, she is encouraged to contact the undersigned attorney at the telephone number indicated below.

Respectfully submitted,

**WILMER CUTLER PICKERING
HALE AND DORR LLP**

Date: April 10, 2007


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